

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Colin John Blamires et al.

Application No.: 10/620,364

Group No.: 2134

Filed: July 17, 2003

Examiner: Simitoski, Michael J.

For: MALWARE SCANNING USING A BOOT WITH A NON-INSTALLED OPERATING  
SYSTEM AND DOWNLOAD OF MALWARE DETECTION FILES

**Mail Stop AF**

**Commissioner for Patents**

**P.O. Box 1450**

**Alexandria, VA 22313-1450**

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. § 41.31)**

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed May 15, 2007, for a second time rejecting claims 1-3, 7-11, 15-19 and 23-31.

**1. STATUS OF APPLICANT**

This application is on behalf of other than a small entity.

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for the Notice of Appeal is:

Other than a small entity	\$500.00
---------------------------	----------

Notice of Appeal fee due	\$500.00
--------------------------	----------

**3. EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4))  
for one month:

Fee	\$120.00
-----	----------

If an additional extension of time is required, please consider this a petition therefor.

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee	\$500.00
Extension fee	\$120.00
<b>TOTAL FEE DUE</b>	<b>\$620.00</b>

**5. FEE PAYMENT**

Authorization is hereby made to charge the amount of \$620.00 to Deposit Account No. 50-1351 (Order No. NAI1P492).

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

**6. FEE DEFICIENCY**

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351 (Order No. NAI1P492).

Date: September 17, 2007

Reg. No.: 41,429  
Tel. No.: 408-971-2573  
Customer No.: 28875

/KEVINZILKA/

Signature of Practitioner  
Kevin J. Zilka  
Zilka-Kotab, PC  
P.O. Box 721120  
San Jose, CA 95172-1120